IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.133 OF 2006

IN

SUMMARY SUIT NO.1286 OF 2005

Bank of India ...Plaintiff.

vs.

Savita Dhanaji Bhatkar and another. ...Defendants.

Mr. Jose George, for Plaintiff.

None for Defendants.

CORAM: D.K.DESHMUKH,J.

DATED: 25th July, 2006.

P.C.:-

1. This is a summons for judgment taken out by the plaintiff only against defendant no.2. The defendant no.2 is served with the summons for judgment. Affidavit of service has been filed. The defendant no.2 has not filed any application for leave to defend. Hence, as required by the provisions of Order 37 of the Civil Procedure Code, the plaintiff becomes entitle to a judgment.

2. Heard the learned Counsel appearing for Plaintiff. Perused the record. The summons for judgment is granted. The suit is decreed in terms of prayer clause of the suit only against defendant no.2. The suit against defendant no.1 remains pending.